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**DECLARATION FOR UTILITY OR  
DESIGN  
PATENT APPLICATION  
(37 CFR 1.63)**

Declaration  
Submitted  
With Initial  
Filing

OR

Declaration  
Submitted after Initial  
Filing (surcharge  
(37 CFR 1.16 (e))  
required)

|                        |                 |
|------------------------|-----------------|
| Attorney Docket Number | 240406172004    |
| First Named Inventor   | POCHY, ROCCO D. |
| COMPLETE IF KNOWN      |                 |
| Application Number     |                 |
| Filing Date            |                 |
| Art Unit               |                 |
| Examiner Name          |                 |

I hereby declare that:

Each inventor's residence, mailing address, and citizenship are as stated below next to their name.

I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**IMPROVED DESIGN FOR PARTICLE SENSOR SYSTEM**

(Title of the Invention)

the specification of which

is attached hereto

OR

was filed on (MM/DD/YYYY) 

as United States Application Number or PCT International

Application Number and was amended on (MM/DD/YYYY) 

(if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT International application having a filing date before that of the application on which priority is claimed.

| Prior Foreign Application Number(s) | Country | Foreign Filing Date (MM/DD/YYYY) | Priority Not Claimed   | Certified Copy Attached? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>                 |
|-------------------------------------|---------|----------------------------------|--|--|
| 60/489022                           | US      | 07/23/2003                       | <input type="checkbox"/><br><input type="checkbox"/><br><input type="checkbox"/><br><input type="checkbox"/> | <input type="checkbox"/><br><input type="checkbox"/><br><input type="checkbox"/><br><input type="checkbox"/> |

 Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

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This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 123 and 37 CFR 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 7460, Alexandria, VA 22313-1460.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

## DECLARATION — Utility or Design Patent Application

Direct all correspondence to:  Customer Number: 26496 OR  Correspondence address below

Name

Address

City

State

ZIP

Country

Telephone

Fax

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR:

 A petition has been filed for this unsigned inventorGiven Name  
(first and middle (if any))

ROCCO D.

Family Name  
or Surname

POCHY

Inventor's  
Signature

Date

17/21/04

Residence: City  
MILPITASState  
CACountry  
USCitizenship  
US

Mailing Address

105 SERRA WAY #296

City

MILPITAS

State

CA

ZIP

95035

Country

US

NAME OF SECOND INVENTOR:

 A petition has been filed for this unsigned inventorGiven Name  
(first and middle (if any))

SCOTT H.

Family Name  
or Surname

SALTON

Inventor's  
Signature

Date

17/21/04

Residence: City  
FREMONTState  
CACountry  
USCitizenship  
US

Mailing Address

47000 WARM SPRINGS BLVD., #258

City

FREMONT

State

CA

ZIP

94539

Country

US

Additional inventors or a legal representative are being named on the 1 supplemental sheet(s) PTO/SB/02A or 02LR attached hereto.

| DECLARATION                                |            | ADDITIONAL INVENTOR(S)<br>Supplemental Sheet                                  |             |
|--|------------|---|-------------|
| Page <u>1</u> of <u>1</u>                  |            |   |             |
| Name of Additional Joint Inventor, if any: |            | <input type="checkbox"/> A petition has been filed for this unsigned inventor |             |
| Given Name (first and middle (if any))     |            | Family Name or Surname  |             |
| THOMAS C.                                  |            | SAUNDERS  |             |
| Inventor's Signature                       | 7/21/04    |   |             |
| Residence: City                            | MILPITAS   | State   | CA          |
| Mailing Address                            | Country US |   |             |
| 142 N. MILPITAS BLVD #216                  |            | Citizenship US  |             |
| Mailing Address                            |            |   |             |
| City                                       | MILPITAS   | State   | CA          |
| Zip  | 95035      | Country   | US          |
| Name of Additional Joint Inventor, if any: |            | <input type="checkbox"/> A petition has been filed for this unsigned inventor |             |
| Given Name (first and middle (if any))     |            | Family Name or Surname  |             |
| WILLIAM L.                                 |            | SHADE, JR.  |             |
| Inventor's Signature                       | 7-21-04    |   |             |
| Residence: City                            | SAN MATEO  | State   | CA          |
| Mailing Address                            | Country US |   |             |
| 925 SOUTH HUMBOLDT ST                      |            | Citizenship US  |             |
| Mailing Address                            |            |   |             |
| City                                       | SAN MATEO  | State   | CA          |
| Zip  | 94402      | Country   | US          |
| Name of Additional Joint Inventor, if any: |            | <input type="checkbox"/> A petition has been filed for this unsigned inventor |             |
| Given Name (first and middle (if any))     |            | Family Name or Surname  |             |
| Inventor's Signature                       | Date       |   |             |
| Residence: City                            | State      | Country   | Citizenship |
| Mailing Address                            |            |   |             |
| Mailing Address                            |            |   |             |
| City                                       | State      | Zip   | Country     |

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